

## **FISCAL NOTE**

TO: Chief Clerk of the Senate  
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: February 13, 1996

SUBJECT: **HB 2840 - SB 3054**

This bill, if enacted, will establish the "Amusement Operator Safety and Liability Act", and define "amusement attraction", "amusement device" and "amusement operator".

This bill provides that amusement operators that charge a fee for access and use of an amusement attraction or an amusement device are liable for injuries sustained by persons using the amusement device only if the injury was caused by gross negligence, or willful or wanton conduct of the person, corporation, organization or business entity providing use of such amusement.

Further, this bill provides that any person, corporation organization or business entity which provides for a fee for access to amusement attraction or an amusement device shall provide to the commissioner of labor proof of insurance against liability for injury to an individual in an amount of at least one million dollars (\$1,000,000) per incident. Amusement operators shall complete reports of all accidents involving injuries to persons including injuries, names & addresses of witnesses to the incident, and any action taken in response to the injury. Amusement operators shall maintain such reports for at least three (3) years.

The fiscal impact from enactment of this bill is estimated to result in an increase in recurring state expenditures of approximately \$17,000 for one position and related expenses and a one-time increase of \$2,000 for equipment.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James A. Davenport". The signature is written in a cursive style with a large, stylized initial 'J'.

James A. Davenport, Executive Director